

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Bauman et al. § Filed: January 4, 2002  
Serial No.: 10/038,008 § Group Art Unit: 2143  
Confirmation No.: 6602 § Examiner: Joseph E. Avellino

For: METHOD FOR DETERMINING ON DEMAND RIGHT SIZE BUFFERING  
WITHIN A SOCKET SERVER IMPLEMENTATION

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office to fax number 571-273-8300 to the attention of Examiner Joseph E. Avellino, or electronically transmitted via EFS-Web, on the date shown below:

December 3, 2007 /Jon K. Stewart/  
Date Jon K. Stewart

**RESPONSE TO OFFICE ACTION DATED AUGUST 3, 2007**

In response to the Office Action dated August 3, 2007, having an extended statutory period for response set to expire on December 3, 2007, please enter this response and reconsider the claims pending in the application for reasons discussed below. The Commissioner is hereby authorized to charge counsel's Deposit Account No. 09-0465/ROC920010193US2 for any fees, including excess claim fees, required to make this response timely and acceptable to the Office.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper. Remarks/Arguments begin on page 7 of this paper.